

Order 2002-3-16

Served: March 22, 2002



**UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, D.C.**

Issued by the Department of Transportation
on the 19th day of March, 2002

Application of

SKYMARK AVIATION, INC.

to conduct commuter air carrier operations under 49
U.S.C. 41738

Docket OST-01-9489-10

ORDER DISMISSING APPLICATION

On April 19, 2001, SkyMark Aviation, Inc., based in Spokane, WA, filed an application in Docket OST-01-9489 requesting authority pursuant to 49 U. S. C. 41738 to engage in commuter air carrier operations.

On June 8 and August 17, 2001, we requested additional information from SkyMark, in particular, on the financial resources that were available to support its proposed operation. The carrier's responses, dated July 31 and September 4, did not satisfactorily answer our questions.

On September 20, SkyMark requested that the Department defer action on its application for six months so that the company might secure the necessary financial resources. We granted this request on the same date.

On March 5, 2002, SkyMark informed us that it was unable to conclude arrangements for working capital financing in an amount sufficient to meet the Department's established financial fitness test for new-entrant applicants. The carrier moved that we dismiss its application without prejudice to filing a new application in the future.

In light of the above, we have decided to dismiss SkyMark's application in Docket OST-01-9489.

ACCORDINGLY, Acting under authority assigned by the Department in its regulations, 14 CFR 385.12(a)(4)(i):

1. We dismiss, without prejudice, the application filed in Docket OST-01-9489 by SkyMark Aviation, Inc.
2. We will serve a copy of this order on the persons listed in Attachment A.

Persons entitled to petition the Department for review of this order under the Department's Regulations, 14 CFR 385.30, may file their petitions within 10 days of the service date of this order.

This order shall be effective and become the final action of the Department of Transportation upon the expiration of the above period unless within such period a petition for review is filed or the Department gives notice that it will review this order on its own motion.

By:

Randall D. Bennett
Director
Office of Aviation Analysis

(SEAL)

ATTACMENT A

SERVICE LIST FOR SKYMARK AVIATION, INC.

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